

FORM PTO-1390
(REV. 01-2003)

US DEPARTMENT OF COMMERCE PATENT & TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER
122553

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
New U.S. National Stage of PCT/JP03/010262

10/52271 A P F

INTERNATIONAL APPLICATION NO.
PCT/JP03/010262

INTERNATIONAL FILING DATE
August 12, 2003

PRIORITY DATE CLAIMED
August 12, 2002

TITLE OF INVENTION
HYDRATING CASE FOR MOISTURE-CONTAINING LENS AND HYDRATING METHOD USING IT

APPLICANT FOR DO/EO/US
Makoto NAKAGAWA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 - c. ☐ The International Application was filed in English.
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Notification of the Recording of a Change and Designation of Ten Attorneys.

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| U.S. APPLICATION NO. (if known see 37 CFR 1.53) New U.S. National Stage of PCT/JP03/010262 | | INTERNATIONAL APPLICATION NO. PCT/JP03/010262 | | ATTORNEY'S DOCKET NUMBER 122553 | |
|--|--|--|--|------------------------------------|--|

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|--|--|--------------|--------------|---------------------------------------|---------------------------|
| 21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$ 300.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$ 300.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$ 300.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$ 300.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$ 300.00 Search Fee \$ 500.00 Examination Fee \$ 200.00 ENTER APPROPRIATE BASIC FEE AMOUNT = | | | | CALCULATIONS PTO USE ONLY | |
| | | | | \$1000.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| TOTAL PAGES OF APPLICATION OVER 100 (- 100) ÷ 50 = 10 x 250 = | | | | \$ | |
| round up to next integer | | | | | |
| CLAIMS | | NUMBER FILED | NUMBER EXTRA | RATE | \$ |
| TOTAL CLAIMS | | 20- 20 | = 0 | x 50.00 = | \$ |
| INDEPENDENT CLAIMS | | 4- 3 | = 1 | x 200.00 = | \$200.00 |
| MULTIPLE DEPENDENT CLAIM(S)(if applicable) | | | | + 360.00 = | \$ |
| TOTAL OF ABOVE CALCULATIONS = | | | | | \$ |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | | \$ |
| SUBTOTAL = | | | | | \$1200.00 |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | | \$ |
| TOTAL NATIONAL FEE = | | | | | \$1200.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | | \$ |
| TOTAL FEES ENCLOSED = | | | | | \$1200.00 |
| | | | | | Amount to be refunded: \$ |
| | | | | | charged: \$ |

| | | |
|----|-------------------------------------|---|
| a. | <input checked="" type="checkbox"/> | A check in the amount of \$1200.00 to cover the above fees is enclosed. |
| b. | <input type="checkbox"/> | Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed. |
| c. | <input checked="" type="checkbox"/> | The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 15-0461. A duplicate copy of this sheet is enclosed. |
| d. | <input type="checkbox"/> | Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:
 OLIFF & BERRIDGE, PLC
 Customer Number: 25944

Date January 28, 2005

NAME: James A. Oliff
 REGISTRATION NUMBER: 27,075

NAME: Joel S. Armstrong
 REGISTRATION NUMBER: 36,430